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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/821,326	04/09/2004	Robert M. Leach	38184.03402US	9700
38647 7590 10/01/2009 MILBANK, TWEED, HADLEY & MCCLOY LLP INTERNATIONAL SQUARE BUILDING 1850 K STRET, N.W., SUITE 1100 WASHINGTON, DC 20006			EXAMINER BROWN, COURTNEY A	
			ART UNIT 1616	PAPER NUMBER
			MAIL DATE 10/01/2009	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10821326	4/9/2004	LEACH ET AL.	38184.03402US

MILBANK, TWEED, HADLEY & MCCLOY LLP  
INTERNATIONAL SQUARE BUILDING  
1850 K STREET, N.W., SUITE 1100  
WASHINGTON, DC 20006

**EXAMINER**

COURTNEY BROWN

**ART UNIT****PAPER**

1616

20090922

**DATE MAILED:**

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

All claims are allowable and the application is being forwarded to the Board of Interference for consideration.

All claims are allowed.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public

PAIR. Status information for unpublished applications is available through Private PAIR Only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Courtney Brown, whose telephone number is 571-270-3284. The examiner can normally be reached on Monday-Friday from 8 am to 4:30 pm. If attempts to reach the examiner by telephone are unsuccessful, the Interference Practice Specialist, Cecilia Tsang, can be reached on 571-272-0562. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Courtney A. Brown  
Patent Examiner  
Technology Center  
Group Art Unit 1616

/Cecilia Tsang/  
Supervisory Patent Examiner, Art Unit 1654



<b>Examiner-Initiated Interview Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/821,326	LEACH ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	COURTNEY BROWN	1616	

**All Participants:**

**Status of Application:** \_\_\_\_\_

(1) COURTNEY BROWN.

(3) \_\_\_\_\_.

(2) Einar Stole.

(4) \_\_\_\_\_.

**Date of Interview:** 23 September 2009

**Time:** 4:45 pm

**Type of Interview:**

- ☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

**Part I.**

Rejection(s) discussed:

*n/a*

Claims discussed:

*23,106,116,129,133,137 and 141*

Prior art documents discussed:

*n/a*

**Part II.**

**SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:**

*See Continuation Sheet*

**Part III.**

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.  
☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

/C. B./

Examiner, Art Unit 1616

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: On September 22, 2009, the Examiner informed Mr. Einar Stole that the instant application is being forwarded to the Board of Interference for consideration. The Examiner requested that Applicant amend claims 23, 106, 116, 129, 133, 137 and 141 as follows:

deleting "in" and inserting ---within--- in claims 23(line 8), 106(line 6), 116(line 5), 129(line 6), 133(line 5), 137(line 5) and 141(line 5) deleting "in" and inserting ---within---.

On September 23, 2009, Mr. Einar Stole informed the Examiner that an amendment with the above-mentioned changes will not be filed.

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